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Attorneys for Plaintiffs and Counter-
Defendants RK Solutions, LLC and VND
Butyrate, LLC

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

RK SOLUTIONS, LLC and VND BUTYRATE, LLC,

Plaintiffs,

V.

VITAJOY USA INC.

Defendant,

Civil Action No. 2:18-cv-06608-CAS-E

UNOPPOSED MOTION FOR SUBSTITUTION OF PARTIES

1 Pursuant to Rule 25(c), Federal Rules of Civil Procedure, Plaintiffs RK Solutions,
2 LLC and VND Butyrate, LLC (“Plaintiffs”) hereby move this Court for an Order
3 substituting Axcess Global Sciences LLC (“AGS”) in place of plaintiff VND Butyrate
4 LLC (“VND Butyrate”). Defendant Vitajoy USA Inc. (“Defendant”) does not oppose
5 this motion.

6 This is an action for patent infringement asserting U.S. Patent No. 6,613,356 (the
7 “356 Patent”). Plaintiff VND Butyrate has transferred its interest in the ’356 Patent to
8 AGS, pursuant to a certain Patent Assignment Agreement. Rule 25(c), Federal Rules
9 of Civil Procedure permits (but does not require) the substitution of parties when such
10 a transfer of interest occurs. The Rule states:

11 Transfer of Interest. If an interest is transferred, the action may be
12 continued by or against the original party unless the court, on motion,
13 orders the transferee to be substituted in the action or joined with the
original party. The motion must be served as provided in Rule 25(a)(3).

14 Fed. R. Civ. P. 25(c); Because VND Butyrate has transferred its interest in the
15 ’356 Patent to AGS, Plaintiffs request that AGS be substituted as a plaintiff in place of
16 VND Butyrate.

17 Respectfully submitted,

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1 Dated: July 24, 2019

/s/ Ryan E. Hatch

2 Ryan E. Hatch

3 Law Office of Ryan E. Hatch, PC

4 Attorney for Plaintiffs

5 RK Solutions, LLC and VND Butyrate, LLC

6 Dated: July 24, 2019

/s/ Brian J. Kennedy

7 Brian J. Kennedy

8 Procopio, Cory, Hargreaves & Savitch LLP

9 Attorney for Defendant

10 Vitajoy USA Inc.

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ATTESTATION

Pursuant to Local Rule 5-4.3.4(a)(2)(i), all signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.

Dated: July 24, 2019

/s/ Ryan E. Hatch
Ryan E. Hatch

CERTIFICATE OF SERVICE

The undersigned certifies that on July 24, 2019, the foregoing document was electronically filed with the Clerk of the Court for the UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA, using Court's Electronic Case Filing (ECF) system. The ECF system routinely sends a "Notice of Electronic Filing" to all attorneys of record who have consented to accept this notice as service of this document by electronic means. Any party not receiving the Court's electronic notification will be sent a copy of the foregoing document.

/s/ Ryan E. Hatch

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